

Eric L. Troff, Esq., CSB #110031
BAER & TROFF, LLP
35 N. Lake Avenue, Ste. 670
Pasadena, CA 91101
(310) 802-4202 telephone
(626) 568-2800 facsimile

Attorneys for Defendants
Instacare Corp. and
PharmaTech Solutions, Inc.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

GOTHAM INSURANCE COMPANY,

Plaintiff in Interpleader,

vs.

SHASTA TECHNOLOGIES, LLC,
INSTACARE CORP. and
PHARMATECH SOLUTIONS, INC.

Defendants in Interpleader,

AND RELATED COUNTER-CLAIM.

Case No.: 5:13-CV-03810-BLF

AMENDED STIPULATION TO RE-
OPEN DISCOVERY;

~~PROPOSED~~ ORDER THEREON

WHEREAS, Defendant PharmaTech Solutions, Inc. (hereafter "PharmaTech") wishes to re-open discovery to it to conduct that discovery which is necessary to both obtain, authenticate and inquire about the settlement, and any other ancillary document related thereto, between LifeScan Scotland, Ltd., on the one hand, and Defendant Shasta Technologies, Inc., (hereafter "Shasta") and Conductive Technologies, Inc. (hereafter "CTI"), on the other hand, that was reached in that matter entitled *LifeScan Scotland,*

1 *Ltd. v. Shasta Technologies, LLC*, United States District Court for the Northern District
 2 of California, Case No. 5:11-cv-4494 EJD (PSJ); and

3 WHEREAS, the requested Settlement Agreement, and other documents, were
 4 created on or about February 27, 2015, after the Discovery Cut-Off in this case of
 5 November 19, 2014; and

6 WHEREAS, it is PharmaTech's position that the Settlement Agreement, and
 7 other documents, have a direct bearing on the issues raised in the captioned Interpleader
 8 Action as they effect the interpretation and enforceability of the that portion of the
 9 Binding Term Sheet between Shasta and PharmaTech pertaining to the disbursement of
 10 the funds that have been interplead in this action; and

11 WHEREAS, Shasta is not by this Stipulation agreeing to PharmaTech's position,
 12 but is willing to have its objections to the requested discovery resolved in connection
 13 with a motion to compel that will be filed after discovery is re-opened, and the
 14 discovery is served and objected to; and

15 WHEREAS, the parties wish to avoid the expense and unnecessary delay in
 16 having two motions: (i) a motion to re-open discovery; and (ii) a motion to compel each
 17 addressing, essentially, the same issues; and

18 WHEREAS, neither party will be prejudiced by the re-opening of discovery
 19 inasmuch as trial will not commence in this case until September 6 and 7, 2016;

20 NOW THEREFORE, the parties, by and through their respective counsel of
 21 record, agree that:

- 22 1. Discovery in this case is re-opened to permit Defendant PharmaTech to
 23 discover to obtain, authenticate and inquire about the settlement, and
 24 any other ancillary document related thereto, between LifeScan
 25 Scotland, Ltd., on the one hand, and Defendant Shasta Technologies,
 26 Inc., (hereafter "Shasta") and Conductive Technologies, Inc. (hereafter
 27 "CTI"), on the other hand, that was reached in that matter entitled
 28 *LifeScan Scotland, Ltd. v. Shasta Technologies, LLC*, United States

District Court for the Northern District of California, Case No. 5:11-cv-4494 EJD (PSJ);

2. The parties further agree that, absent good cause, the cut-off date for this discovery will be June 30, 2016.

DATED: 7/8, 2015

BAER & TROFF LLP

By: 

ERIC TROFF,
Attorneys for Defendants
Instacare Corp. and Pharmatech
Solutions, Inc.

DATED: 7/8, 2015

OGLAZA FORTNEY LLP

By: 


DAVID FORTNEY,
Attorneys for Defendant
Shasta Technologies, LLC

~~PROPOSED~~
[PROPOSED] ORDER

Pursuant to the Stipulation of the parties, and GOOD CAUSE appearing,
IT IS HEREBY ORDERED THAT:

1. Discovery in this case is re-opened to permit Defendant PharmaTech to discover to obtain, authenticate and inquire about the settlement, and any other ancillary document related thereto, between LifeScan Scotland, Ltd., on the one hand, and Defendant Shasta Technologies, Inc., (hereafter "Shasta") and Conductive Technologies, Inc. (hereafter "CTI"), on the other hand, that was reached in that matter entitled *LifeScan Scotland, Ltd. v. Shasta Technologies, LLC*, United States District Court for the Northern District of California, Case No. 5:11-cv-4494 EJD (PSJ); and
2. Absent good cause showing, the new discovery cut-off date for this discovery is June 30, 2016.

DATED: R 1st, 2015


JUDGE OF THE UNITED STATES
DISTRICT COURT, NORTHERN
DISTRICT OF CALIFORNIA